

"**SEC. 4. Roads within corporate limits.** It shall be the duty of the city or town council of cities and towns to cause the main traveled roads within the corporation limits leading into the city or town to be dragged, and so far as practicable and possible the provisions of this act shall apply.

"**SEC. 5. Penalties.** Any violation of any of the provisions of this act, by the superintendent of dragging, or any person, or persons, who may be required under contract to drag district roads, or neglect on the part of any township clerk to set aside the funds required by this act shall, on conviction thereof, be fined not less than ten dollars (\$10.00) or more than twenty-five dollars (\$25.00) for the first offense, and for each subsequent offense shall be fined not less than twenty-five dollars (\$25.00) nor more than fifty-dollars (\$50.00)."

SEC. 6. In effect. This act being deemed of immediate importance shall take effect and be in force from and after the date of its publication in the Register and Leader and Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 7, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, April 8, 1911.

W. C. HAYWARD,
Secretary of State.

CHAPTER 71.

OBSTRUCTIONS IN THE PUBLIC HIGHWAYS.

H. F. 406.

AN ACT making it unlawful to obstruct public highways and defining such obstructions and providing for the removal thereof. [Additional to chapter two (2) of title eight (VIII) of the code, relating to working roads.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Open ditches and water breaks. It shall be unlawful for any person, firm, corporation, road superintendent, township trustee, or board of supervisors, to construct open ditches, water breaks, or other obstructions of like character, on the travelled portion of any public highways, and such obstruction is hereby declared a nuisance and removable as such.

SEC. 2. Obstructions to be removed. It shall be the duty of the township trustees, board of supervisors or other officer responsible for the care of public highways in each township or county in this state to remove all open ditches, water breaks, and such like obstructions mentioned in section one (1) hereof, from the travelled portion of public highways within their several townships or counties, and to employ labor for this purpose in the same manner as for the repair of highways, and for neglect or failure to perform this work they shall be subjected to the penalties of this act.

SEC. 3. Penalty. Any person, firm, or corporation violating any of the provisions of this act, or any township trustee, road superintendent, inspector, member of the board of supervisors, or other officer, who neglects or fails to perform the duties incumbent upon him under the provisions of this act, or violates the provisions hereof, shall be guilty of a misdemeanor and shall be punished by a fine not exceeding ten (\$10.00) dollars.

SEC. 4. Authority of justice of the peace. In case of prosecution for any violation of the provisions of this act, any justice of the peace, within the county in which the violation is alleged to have been committed, shall have

authority to decide whether or not the obstructions, of which complaint is made, are of a nature to unreasonably interfere with the passing of vehicles, or can be removed without too much expense, and with a reasonable consideration of the topography of the locality.

SEC. 5. **Not applicable to roads or streets in cities or towns.** The provisions of this act shall not apply to roads or streets in incorporated cities or towns.

Approved April 15, A. D. 1911.

CHAPTER 72.

REGISTRATION OF MOTOR VEHICLES.

H. F. 27.

AN ACT to repeal chapter two-A (2-A), title eight (8), being sections fifteen hundred seventy-one-a (1571-a) to fifteen hundred seventy-one-l (1571-l), both inclusive, of the supplement to the code, 1907, and to enact a substitute therefor, relating to registration of motor vehicles, regulating their use upon streets and highways, fixing penalties for violation thereof, and providing for expenditure of registration fees.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Repeal.** Chapter two-A (2-A), title eight (8), being sections fifteen hundred seventy-one-a (1571-a) to fifteen hundred seventy-one-l (1571-l), both inclusive, of the supplement to the code, 1907, as amended, is hereby repealed and the following enacted as a substitute therefor:

SEC. 2. **Terms defined.** The term "motor vehicle" as used in this act, except where otherwise expressly provided, shall include all vehicles propelled by any power other than muscular power, except motor trucks, motor drays, motor delivery wagons, traction engines, road rollers, fire wagons and engines, police patrol wagons, ambulances, and such vehicles as run only upon rails or tracks. The term "local authorities" shall include all officers of counties, cities or towns, as well as all boards, committees and other public officials of such counties, cities or towns. The term "chauffeur" shall mean any person operating or driving a motor vehicle as an employe or for hire. The term "owner" shall also include any person, firm, association or corporation renting a motor vehicle or having the exclusive use thereof, under a lease or otherwise, for a period greater than thirty days. The term "public highways" shall include any highway, county road, state road, public street, avenue, alley, park, parkway or public place in any county, city, town or village, except any speedway which may have been or may be expressly set apart by law for the exclusive use of horses and light carriages.

SEC. 3. **Application—what to contain.** Every owner of a motor vehicle which shall be operated or driven upon the public highways of this state shall, except as herein otherwise expressly provided, cause to be filed in the office of the secretary of state, a verified application for registration on a blank to be furnished by the secretary of state for that purpose, containing:—(a) a brief description of the motor vehicle to be registered, including the name of the manufacturer and factory number of such vehicle, the character and, if the motive power be derived from the products of petroleum, the amount of the motive power stated in figures of horse power in accordance with the rating established by the Association of Licensed Automobile Manufacturers, and the number of cylinders, bore and stroke of each; (b) the name and postoffice address with street number if in a city, including county and business address of the owner of such motor vehicle.